

REMARKS

This application has been carefully reviewed in light of the Office Action mailed November 19, 2003. Claims 10 and 25 have been amended. Applicant respectfully requests reconsideration and favorable action of all pending claims in view of the following remarks.

Rejections Under 35 U.S.C. § 102 and § 103

The Office Action rejects Claims 10-12, 14-19, 25-29, and 31-33 under 35 U.S.C. § 102(a) as being anticipated by *Ketcham*, and rejects 13 and 30 under 35 U.S.C. § 103(a), as being unpatentable over *Ketcham* in view of *Golan*. Applicant respectfully traverses these rejections for the reasons discussed below.

Claim 10, as amended, recites, for example, “receiving a request via an input device to process the electronic communication, the requested process selected from the group consisting of a “forward request, a send request, a save request, a delete request, a reply request, and a check request.” Neither *Ketcham* nor *Golan* shows this limitation and therefore the rejection is improper. Favorable action is requested.

The Office Action identifies the authentication card of *Ketcham* as the claimed input device, but the authentication card does not provide a forward request, a send request, a save request, a delete request, a reply request, or a check request. Rather, the authentication card is merely used in authenticating a user of the system. None of the claimed requests are received via the authentication card. Thus, this rejection is improper. Reconsideration and favorable action are requested.

Claim 25, as amended, recites “processing an email upon receiving a valid request **from the input device** to forward, send, save, delete, reply, or check the email.” For reasons analogous to those described above in conjunction with Claim 10, neither *Ketcham* nor *Golan* shows this limitation. In particular, none of the recited requests are received from the input device. Rather, only “the mobile subscriber identifier and its corresponding encryption key” are received from the authentication card. *Ketcham*, Col. 4, Lns. 1-4.

As depending from allowable independent Claims 10 or 25, dependent Claims 11-19 and 26-30 are also allowable. Favorable action is requested.

The rejections of Claims 31-37 are improper at least because the Office Action has failed to make a *prima facie* case of equivalence as required by M.P.E.P. § 2183 for any of the 35

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U.S.C. § 112, paragraph 6 claim limitations. The M.P.E.P. states that “the examiner should provide an explanation and rationale in the Office action as to why the prior art element is an equivalent, but no such rationale is provided for any of the 35 U.S.C. § 112, paragraph 6 claim limitations of the above-identified claims. For at least this reason, Claims 31-37 are allowable. Favorable action is requested.

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CONCLUSION

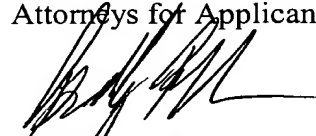
Applicant has now made an earnest attempt to place this case in condition for immediate allowance. For the foregoing reasons and for other apparent reasons, Applicant respectfully requests allowance of all pending claims.

If the Examiner feels that prosecution of the present Application may be advanced in any way by a telephone conference, the Examiner is invited to contact the undersigned attorney at 214-953-6447.

Applicant does not believe that any fees are due. However, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

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Date: February 19, 2004

Customer Number: **05073**